

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

TIMOTHY LEE JEMISON,

vs

WARDEN JOHN NAGLE, et al,

Respondent(s).

) CIVIL ACTION NO. 01-J-0788-S

01 MAY 14 PM 3:20
U.S. DISTRICT COURT
N.D. OF ALABAMA
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ENTERED
MAY 14 2001

MEMORANDUM OF OPINION

The court has considered the entire file in this action together with the Magistrate Judge's Report and Recommendation and the objections of the petitioner and has reached an independent conclusion that the Magistrate Judge's Report and Recommendation is due to be adopted and approved. The court hereby adopts and approves the findings and recommendation of the magistrate judge as the findings and conclusions of the court. In accord with the recommendation, this petition for writ of habeas corpus is due to be dismissed to allow the petitioner to petition the Eleventh Circuit Court of Appeals for permission to file a successive petition in this court. An appropriate order will be entered.

DONE, this 14 day of May, 2001.

Inge P. Johnson

INGE P. JOHNSON,
UNITED STATES DISTRICT JUDGE

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